



CONGRESSIONAL BUDGET OFFICE COST ESTIMATE

October 31, 2011

H.R. 368 **Removal Clarification Act of 2011**

As ordered reported by the Senate Committee on the Judiciary on October 13, 2011

H.R. 368 would clarify when federal employees can transfer their case from a state court to a federal district court. Under current law, federal employees can transfer their cases to federal court or seek clarification from a federal court on the degree to which they must comply with a state-issued subpoena; however, courts have applied different procedures based on different interpretations of current law.

Based on information from the Administrative Office of the U.S. Courts, CBO estimates that implementing H.R. 368 would have no significant budgetary impact. Enacting H.R. 368 would not affect direct spending or revenues; therefore, pay-as-you-go procedures do not apply.

H.R. 368 contains no intergovernmental or private-sector mandates as defined in the Unfunded Mandates Reform Act and would not affect the budgets of state, local, or tribal governments.

On February 3, 2011, CBO transmitted a cost estimate for H.R. 368 as ordered reported by the House Committee on the Judiciary on January 26, 2011. The two versions of the legislation are identical, and the estimated costs are the same.

The CBO staff contact for this estimate is Martin von Gnechten. The estimate was approved by Theresa Gullo, Deputy Assistant Director for Budget Analysis.